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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
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BY _____

COPY

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Attorneys for Plaintiff
Lisa Nagatoshi

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CV 13-06426

RGK
(JEM)

Civil Action No.:

COMPLAINT FOR:

- (1) VIOLATION OF FAIR
CREDIT REPORTING ACT
(15 U.S.C. § 1681 – False
Pretenses)
- (2) VIOLATION OF FAIR
CREDIT REPORTING ACT
(15 U.S.C. § 1681 – Willful and
Negligent)
- (3) VIOLATION OF THE
ROSENTHAL FAIR DEBT
COLLECTION PRACTICES
ACT
- (4) VIOLATION OF
ROSENTHAL FAIR DEBT
COLLECTION PRACTICES
ACT

JURY DEMAND

Demand Exceeds \$10,000.00

LISA NAGATOSHI,

Plaintiff,

vs.

KEITH SOOHOO; KIMBALL, TIREY
& ST. JOHN, LLP; and DOES 1
through 10, inclusive,

Defendants.

RECEIVED
CLERK, U.S. DISTRICT COURT

AUG 29 2013

CENTRAL DISTRICT OF CALIFORNIA
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COMPLAINT AND DEMAND FOR JURY TRIAL

LISA NAGATOSHI ("Plaintiff"), by her attorney, L. Paul Mankin alleges
the following against KEITH SOOHOO (hereinafter "KS") and KIMBALL,
TIREY & ST. JOHN, LLP (hereinafter "KTS" and together known as
"Defendants"):

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INTRODUCTION

1. This is an action for actual and statutory damages brought by
Plaintiff, an individual, against Defendants, for violations of the Fair Credit
Reporting Act, 15 U.S.C. §1681 *et seq.*, *as amended*. ("FCRA"), Rosenthal Fair
Debt Collection Practices Act, Cal. Civ. Code § 1788, *et seq.* (hereinafter,
"RFDCPA"), and the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.*,
(hereinafter "FDCPA").

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JURISDICTION AND VENUE

2. Jurisdiction of this court arises pursuant to 15 U.S.C. § 1681(p),
which states that such actions may be brought and heard before "any appropriate
United States district court, without regard to the amount in controversy."

3. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b)(2), in
that Defendants transact business here, and in that the conduct complained of
occurred here.

1 4. Declaratory relief is available pursuant to 28 U.S.C. §§ 2201 and
2 2202.

3 **PARTIES**

4 5. Plaintiff, Lisa Nagatoshi, is a natural person who resides in the City of
5 Torrance, County of Los Angeles, State of California.

6 6. At all times pertinent hereto, Plaintiff was a "consumer" as that term is
7 defined by 15 U.S.C. § 1681a(c). Plaintiff was also a "consumer as defined by
8 the FDCPA, 15 U.S.C. § 1692a(3) and is a debtor as defined by Cal. Civ. Code §
9 1788.2(h).
10 11

12 7. Upon information and belief the Defendant, KS is an individual in the
13 business of leasing property in Los Angeles County, and resides in Long Beach
14 County, California.

15 8. Upon information and belief the Defendant, KTS is a limited liability
16 partnership in California in the business of collecting debt, with its principal place
17 of business at 555 S. Flower Street, Suite 3400, Los Angeles, CA 90071.
18

19 9. At all times pertinent hereto, Defendant KTS was a company engaged,
20 by use of the mails and telephone, in the business of collecting a debt from
21 Plaintiff which qualifies as a "debt", as defined by 15 U.S.C. § 1692(a)(5), and a
22 "consumer debt" as defined by Cal. Civ. Code § 1788.2(f). Defendant regularly
23 attempts to collect debts alleged to be due another, and therefore is a "debt
24 25

1 collector" as defined by the FDCPA, 15 U.S.C. § 1692(a)(6), and RFDCPA, Cal.
2 Civ. Code § 1788.2(c).

3 10. At all times pertinent hereto, Defendants were "person(s)" as that term
4 is defined by 15 U.S.C. § 1681a(b).

5 11. Defendants acted through their agents, employees, officers, members,
6 directors, heirs, successors, assigns, principals, trustees, sureties, subrogees,
7 representatives, and insurers.
8

9 **FACTUAL ALLEGATIONS**
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11 12. In or about July 2011, Defendant KS obtained a judgment against
12 Plaintiff for unpaid residential lease payments.

13 13. On August 7, 2012, Plaintiff filed a Chapter 7 Bankruptcy that
14 specifically included Defendant KS' judgment against Plaintiff in Schedule F of
15 the bankruptcy petition. In fact, Plaintiff listed Defendant KS, Defendant KTS,
16 each of their relevant addresses, and described the judgment previously mentioned
17 as the debt owed to in Schedule F of her Chapter 7 Bankruptcy petition.
18

19 Consequently, Defendants received notice of Plaintiff's bankruptcy filing.
20

21 14. On or about November 13, 2012, Plaintiff received a discharge from
22 the bankruptcy court in her Chapter 7 bankruptcy case, discharging all of her
23 unsecured debt, which included Defendant KS' judgment against her. Defendants
24
25

1 were both noticed by the Bankruptcy Court of Plaintiff's discharge following the
2 entry of the discharge order.

3 15. Despite Plaintiff's debt to Defendant KS being discharged, Defendant
4 continued to attempt to collect the judgment from Plaintiff through Defendant
5 KTS.
6

7 16. On January 19, 2013, April 14, 2013, May 15, 2013, and June 2,
8 2013, Defendant KTS, without obtaining any permission, and without a
9 permissible purpose, accessed Plaintiff's consumer report (hereinafter "credit
10 report") via Experian, the national credit reporting agency.
11

12 17. On information and belief, Plaintiff alleges Defendant KTS made four
13 impermissible inquiries of Plaintiff's credit report in connection and in an effort to
14 collecting the discharged judgment Defendants sought to collect.
15

16 18. As a result of Defendants' conduct, Plaintiff has suffered great
17 physical, emotional and mental pain and anguish, and Plaintiff will continue to
18 suffer the same for an indefinite time in the future, all to Plaintiff's great detriment
19 and loss.
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FIRST CLAIM FOR RELIEF

**VIOLATION OF THE FCRA - OBTAINING A CONSUMER REPORT BY
USE OF FALSE PRETENSES, 15 U.S.C. § 1681 *et seq.***

(Against all Defendants)

19. Plaintiff repeats and re-alleges and incorporates by reference the preceding paragraphs.

20. Defendants knowingly or negligently used deception and false pretenses to obtain Plaintiff's consumer report, by falsely representing or certifying that the report was being obtained for a permissible purpose.

21. Defendants' conduct in obtaining Plaintiff's credit report under false pretenses violates 15 U.S.C. §1681q.

WHEREFORE, Plaintiff requests that this Court enter judgment in his favor and against Defendants as follows:

- A. Pursuant to 15 U.S.C. § 1681n(a) (1) (B), award him actual damages, or \$1,000 for each access of his credit report obtained by false pretenses, whichever is greater;
- B. Pursuant to 15 U.S.C. § 1681n(a) (2), award such punitive damages as the Court deems appropriate;
- C. Pursuant to 15 U.S.C. § 1681n(a) (3), award costs of the action and reasonable attorney fees; and
- D. Grant such other and further relief as the court deems just and proper.

SECOND CLAIM FOR RELIEF

**VIOLATION OF THE FCRA—WILLFULLY AND NEGLIGENTLY
OBTAINING A CONSUMER REPORT WITHOUT A PERMISSIBLE
PURPOSE**

(Against All Defendants)

22. Plaintiff repeats and re-alleges and incorporates by reference the preceding paragraphs.

23. Defendants acted knowingly or negligently in requesting and obtaining Plaintiff's credit report without a permissible purpose, and therefore violated 15 U.S.C. §1681b(f).

24. Defendants' conduct was a direct and proximate cause, as well as a substantial factor, in causing the serious injuries, damages, and harm to Plaintiff that are outlined more fully above, and as a result, Defendants are liable to compensate Plaintiff for the full amount of statutory, punitive, and actual damages, along with attorneys' fees and costs, as well as other such relief, permitted by law.

WHEREFORE, Plaintiff requests that this Court enter judgment in his favor and against Defendants as follows:

- A. Pursuant to 15 U.S.C. § 1681n(a)(1)(A), award him actual damages, or not less than \$100 and not more than \$1,000 for each impermissible access of his credit report, whichever is greater;
- B. Pursuant to 15 U.S.C. § 1681n(a)(2), award such punitive damages as the Court deems appropriate;
- C. Pursuant to 15 U.S.C. §§ 1681n(a)(3) and 1681o, award costs of the action and reasonable attorney fees; and
- D. Grant such other and further relief as the Court deems just and proper.

THIRD CLAIM FOR RELIEF

**VIOLATION OF ROSENTHAL FAIR DEBT COLLECTION PRACTICES
ACT, CAL. CIV. Code § 1788, et seq.
(Against Defendant KTS)**

25. Plaintiff repeats and re-alleges and incorporates by reference the preceding paragraphs.

26. Defendant KTS impermissible inquires of Plaintiff's credit report was in connection with an attempt to collect a debt that was legally discharged in bankruptcy and no longer owing by Plaintiff to either Defendant. Consequently, Defendant KTS' actions were an attempt to collect a debt that was not legally owed.

27. § 1788.17 of the RFDCPA mandates that every debt collector collecting or attempting to collect a consumer debt shall comply with the provisions of § 1692b to 1692j, inclusive, of and shall be subject to the remedies in § 1692k of , Title 15 of the United States Code statutory regulations contained within the FDCPA, 15 U.S.C. § 1692d, and §1692d(5).

28. Consequently, Plaintiff alleges Defendant KTS violated § 1692e, e(4), f, and f(1) by of the FDCPA through its impermissible inquiries of Plaintiff's credit report and collection attempts.

29. As a result of the above violations of the FDCPA and RFDCPA, Plaintiff suffered and continues to suffer injury to Plaintiff's feelings, personal humiliation, embarrassment, mental anguish, and emotional distress, and Defendant KTS is liable to Plaintiff for Plaintiff's actual damages, statutory damages, and costs and attorney's fees.

1 **WHEREFORE**, Plaintiff requests that this Court enter judgment in his
2 favor and against Defendants as follows:

- 3 A. Actual damages;
4 B. Statutory damages for willful and negligent violations;
5 C. Costs and reasonable attorney's fees; and
6 D. For such other and further relief as may be just and proper.

7
8 **FOURTH CLAIM FOR RELIEF**

9 **VIOLATION OF FAIR DEBT COLLECTION PRACTICES ACT, 15 U.S.C.**

10 **§ 1692, et seq.**

11 **(Against Defendant KTS)**

12 30. Plaintiff repeats and re-alleges and incorporates by reference the
13 preceding paragraphs.

14 **WHEREFORE**, Plaintiff requests that this Court enter judgment in his favor and
15 against Defendants as follows:

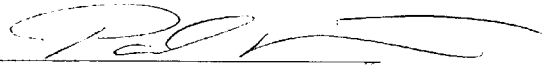
- 16 A. Actual damages;
17 B. Statutory damages for willful and negligent violations;
18 C. Costs and reasonable attorney's fees; and
19 D. For such other and further relief as may be just and proper.
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DEMAND FOR JURY TRIAL

PLEASE TAKE NOTICE that Plaintiff, LISA NAGATOSHI, demands trial
by jury in this action.

DATED: August 26, 2013

RESPECTFULLY SUBMITTED,
The Law Office of L. Paul Mankin

By: 
L. Paul Mankin
Attorney for Plaintiff

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

NOTICE OF ASSIGNMENT TO UNITED STATES JUDGES

This case has been assigned to District Judge R. Gary Klausner and the assigned Magistrate Judge is John E. McDermott.

The case number on all documents filed with the Court should read as follows:

2:13-CV-6426-RGK (JEMx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge.

Clerk, U. S. District Court

September 3, 2013

Date

By MDAVIS
Deputy Clerk

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ Western Division
312 N. Spring Street, G-8
Los Angeles, CA 90012

☐ Southern Division
411 West Fourth St., Ste 1053
Santa Ana, CA 92701

☐ Eastern Division
3470 Twelfth Street, Room 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

L. Paul Mankin (SBN 264038)
 The Law Office of L. Paul Mankin
 8730 Wilshire Blvd., Suite 310
 Beverly Hills, CA 90211
 Phone: 800-219-3577
 Fax: 323-207-3885



FILED
 2013
 SEP 3

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

LISA NAGATOSHI,

CASE NUMBER

PLAINTIFF(S)

v.

KEITH SOOHOO; KIMBALL, TIREY & ST. JOHN,
 LLP; AND DOES 1 THROUGH 10, INCLUSIVE,

DEFENDANT(S).

CV 13-06426-RGK(JEM)

SUMMONS

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, L. Paul Mankin, whose address is 8730 Wilshire Blvd., Suite 310, Beverly Hills, CA 90211. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: SEP - 3 2013

By: Marilyn Don
 Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I. (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) Lisa Nagatoshi		DEFENDANTS (Check box if you are representing yourself <input type="checkbox"/>) Keith Soohoo; Kimball, Tirey & St. St. John, LLP, and Does 1 through 10																									
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) L. Paul Mankin The Law Office of L. Paul Mankin 8730 Wilshire Blvd., Suite 310, Beverly Hills, CA 90211 800-219-3577		(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)																									
II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1. U.S. Government Plaintiff <input type="checkbox"/> 2. U.S. Government Defendant <input checked="" type="checkbox"/> 3. Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 4. Diversity (Indicate Citizenship of Parties in Item III)		III. CITIZENSHIP OF PRINCIPAL PARTIES -For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant) <table border="1" style="width:100%"><thead><tr><th></th><th>PTF</th><th>DEF</th><th></th><th>PTF</th><th>DEF</th></tr></thead><tbody><tr><td>Citizen of This State</td><td><input type="checkbox"/> 1</td><td><input type="checkbox"/> 1</td><td>Incorporated or Principal Place of Business in this State</td><td><input type="checkbox"/> 4</td><td><input type="checkbox"/> 4</td></tr><tr><td>Citizen of Another State</td><td><input type="checkbox"/> 2</td><td><input type="checkbox"/> 2</td><td>Incorporated and Principal Place of Business in Another State</td><td><input type="checkbox"/> 5</td><td><input type="checkbox"/> 5</td></tr><tr><td>Citizen or Subject of a Foreign Country</td><td><input type="checkbox"/> 3</td><td><input type="checkbox"/> 3</td><td>Foreign Nation</td><td><input type="checkbox"/> 6</td><td><input type="checkbox"/> 6</td></tr></tbody></table>			PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PTF	DEF		PTF	DEF																						
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																						
IV. ORIGIN (Place an X in one box only.) <input checked="" type="checkbox"/> 1. Original Proceeding <input type="checkbox"/> 2. Removed from State Court <input type="checkbox"/> 3. Remanded from Appellate Court <input type="checkbox"/> 4. Reinstated or Reopened <input type="checkbox"/> 5. Transferred from Another District (Specify) <input type="checkbox"/> 6. Multi-District Litigation																											
V. REQUESTED IN COMPLAINT: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check "Yes" only if demanded in complaint.) CLASS ACTION under F.R.Cv.P. 23: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No MONEY DEMANDED IN COMPLAINT: \$ _____																											
VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.) Violation of 15 USC Section 1681 - Impermissible Credit Report Inquiry; Violation of the FDCPA, 15 USC 1692, and Violation of the RFDCPA, Cal. Civ. Code Section 1788																											
VII. NATURE OF SUIT (Place an X in one box only.)																											
OTHER STATUTES <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/Etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org. <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input checked="" type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.) <input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment	REAL PROPERTY CONT. <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 American with Disabilities-Employment <input type="checkbox"/> 446 American with Disabilities-Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee Conditions of Confinement FORFEITURE/PENALTY <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Ret. Inc. Security Act	PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405 (g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405 (g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609																						

FOR OFFICE USE ONLY: Case Number:

CV13-06426

AFTER COMPLETING PAGE 1 OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED ON PAGE 2.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ NO ☐ YES

If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ NO ☐ YES

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply)

- ☐ A. Arise from the same or closely related transactions, happenings, or events; or
- ☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
- ☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
- ☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.

☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.

☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Long Beach County and Los Angeles County	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
NOTE: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

***Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties**

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR SELF-REPRESENTED LITIGANT): _____

DATE: 8/26/13

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935f (b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))